

STATE OF RHODE ISLAND  
AND PROVIDENCE PLANTATIONS

DEPARTMENT OF HEALTH  
HEALTH SERVICES REGULATION  
DIVISION OF EMERGENCY  
MEDICAL SERVICES

EMS File # 08-016

vs.

Marybeth Ouellette

### CONSENT ORDER

Pursuant to Chapter 23-4.1 of the General Laws of the State of Rhode Island, 1956, as Amended and the Rules and Regulations promulgated thereunder, the Rhode Island Department of Health, Division of Emergency Medical Services (hereinafter ("Department")), has investigated a complaint charging Marybeth Ouellette, EMT Instructor Coordinator (hereinafter ("Respondent")), with a violation of the Rules and Regulations Relating to Emergency Medical Services (R23-4.1-EMS).

After careful consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent.

- 1) Respondent is licensed as an EMT Instructor Coordinator.
- 2) That all pertinent times Respondent was employed by the Scituate Ambulance and Rescue Corps, Scituate, RI.
- 3) That on or about November 12, 2007 to May 7, 2008, Respondent conducted an EMT-Basic Training Program (course approval # 07-039) which was not conducted in accordance with the requirements established in the Rhode Island Department of Health's Curricula & Standards for Rhode Island EMT Training Programs and the U.S. Department of Transportation's National Standard Curriculum for EMT-Basic.

These deficiencies include but are not limited to:

1. No lessons plans were prepared or utilized in the delivery of this training program.
  2. Course files contain no record of faculty qualifications nor is there any record of the required pre-course faculty meeting.
  3. Adequate record was not maintained of student progress as evidenced by examinations, quizzes, notebook reviews, or other assignments. The basis of each student's final grade was inconsistent with that described in the course policies.
  4. No accounting was maintained for total class time, time spent on each required subject area, or indicating class dates/times, faculty assignments, examinations, etc.
  5. Students were given certificates of completion and a final roster submitted to the Department prior to the students having completed the required hospital observation time.
- 4) That the conduct described in paragraph three (3) herein constitutes unprofessional conduct as defined in Section 16.1 (e) of the Rules and Regulations Relating to Emergency Medical Services (R23-4.1-EMS).

The Parties agree as follows:

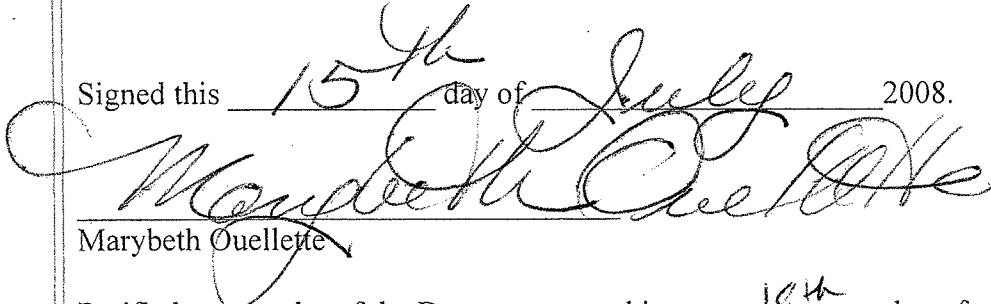
1. Respondent is an EMT Instructor Coordinator and able to conduct business under and by virtue of the laws of the State of Rhode Island. Respondent's mailing address is 637 Elmdale Road, North Scituate, RI 02857.
2. Respondent admits to the jurisdiction of the Department and hereby agrees to remain under the jurisdiction of the Department.

3. Respondent has read this Consent Order and understands that it is a proposal of the Department and is subject to final ratification by the Department.
4. Respondent hereby acknowledges and waives:
  - a. The right to appear personally or by counsel or both before the Department:
  - b. The right to produce witnesses and evidence in her behalf at a hearing:
  - c. The right to cross-examine witnesses;
  - d. The right to have subpoenas issued by the Department;
  - e. The right to further procedural steps except for those specifically contained herein;
  - f. Any and all rights of appeal of this Consent Order;
  - g. Any objection to the fact that this Consent Order will be presented to the Department for consideration and review.
  - h. Any objection to the fact that it will be necessary for the Department to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order.
  - i. Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Department.
5. This Consent Order shall become a part of the public record of this proceeding once it is accepted by all parties.


6. Acceptance by the Respondent and approval by the Department of this Consent Order constitutes an admission of a violation of Section 16.1 (e) of the Rules and Regulations Relating to Emergency Medical Services (R23-4.1-EMS).
7. Failure to comply with the Consent Order, once signed and accepted, shall subject the Respondent to further disciplinary action.
8. That Respondent shall serve a period of probation subject to the terms and conditions set forth in this Consent Order.
9. That said probationary period shall commence upon execution of the Consent Order.
10. That during the period of probation, Respondent shall conduct three (3) Department-approved EMT Training Program/ Courses. For the purposes of the probation, these must be full initial EMT Training Programs (e.g. EMT-Basic, EMT-Cardiac).
11. That during the period of probation, the Department shall monitor such training programs/ courses to determine compliance with the requirements as set forth in the regulations, guidelines or the Department's application procedures.
12. That during the period of probation should Respondent fail to comply with the provisions of Chapter 23-4.1 and/or the "Rules and Regulations Relating to Emergency Medical Services", or any of the terms of this Consent Order, the Department shall initiate appropriate action with respect to Respondent's licensure status.
13. That this Consent Order shall obviate the necessity for a hearing on the matters forming the basis for this Consent Order.

14. That should Respondent comply with the laws and regulations governing the practice of EMT Instructor Coordinators during the period of probation and comply with the requirements of this Consent Order, she may apply to the Department for relief from the probation.

Signed this 15<sup>th</sup> day of July 2008.

  
Marybeth Ouellette

Ratified as an order of the Department on this 18<sup>th</sup> day of July 2008.

  
Charles Alexandre, Chief  
Health Professions Regulation  
Health Services Regulation